

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

- F051537      People v. Perez**  
Filed Order Modifying Opinion and Denying Rehearing [no change in judgment]. Harris, J.  
We concur: Vartabedian, Acting P.J.; Levy, J.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F049845      People v. Tripp**  
The judgment is reversed. Kane, J.  
We concur: Harris, Acting P.J.; Wiseman, J.  
[CERTIFIED FOR PUBLICATION]
- F050992      People v. Williams**  
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.
- F051129      In re David C., a Minor**  
The above-entitled case is submitted for decision.
- F051129      In re David C., a Minor**  
The judgment is affirmed.  
By the Court.  
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F051257      People v. Diaz**  
The above-entitled case is submitted for decision.

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**F051257      People v. Diaz**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F050717      People v. Hughes**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F049457      People v. Paiz**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F050313      Pomeroy v. Bettencourt et al.**

The portion of the trial court's February 1, 2006, order denying Pomeroy's request for attorney fees and costs is reversed. The portion of the order denying her request for prejudgment interest is affirmed. The matter is remanded to the trial court for further proceedings consistent with the views expressed in this opinion.

The parties are to bear their own costs on appeal. Hill, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F050769      People v. Senegal**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

IN THE

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**F050801      People v. Foletti**

The judgment of conviction is affirmed. The sentence is reversed and the matter is remanded solely for re-sentencing. If the trial court again attempts to exercise *Romero* discretion, it must set forth its reason or reasons in the minute order.    Levy, J.

We concur: Vartabedian, Acting P.J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F049642      People v. Lebron**

The judgment is affirmed.    Levy, J.

We concur: Vartabedian, Acting P.J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F050756      Lopez v. MVP Hydratech, Inc.**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

**F052234      In re Paul P., a Minor**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F049691      County of Fresno v. Board of Retirement of the County of Fresno et al.;  
Fresno County Deputy Sheriff's Association**

Filed order denying request for publication of the opinion.

**F050021      Lingenfelter v. County of Fresno et al.**

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the case is submitted for decision.